

# Exhibit DD

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Norfolk Division  
In Admiralty

In the Matter of COEYMAN'S  
MARINE TOWING, LLC D/B/A  
CARVER MARINE TOWING as Owner  
and Operator of M/T Mackenzie  
Rose, (IMO No. 8968765) her  
cargo, engines, boilers,  
tackle, equipment, apparel,  
and appurtenances, etc.,  
in rem, ("M/T MACKENZIE ROSE") Civil Action No.  
petitioning for Exoneration 2:24-cv-00490  
from or Limitation of  
Liability in allision with  
Norfolk and Portsmouth Belt  
Line Railroad Bridge  
(the "Bridge") occurring  
June 15, 2024 in and about  
the Elizabeth River, Virginia.

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August 6, 2025

10:33 a.m. EDT

Job No. 116639

Videotaped deposition of ERIK WALORDY,  
held via remote videoconference and taken  
stenographically by Misty Klapper, Registered  
Merit Reporter, Certified Shorthand Reporter,  
Registered Professional Reporter, Realtime  
Systems Administrator and Notary Public.

ERIK WALORDY

August 06, 2025

1 APPEARANCES:

2 ALL APPEARANCES BY REMOTE VIDEOCONFERENCE

3 ON BEHALF OF COEYMANS MARINE TOWING, LLC, d/b/a  
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ON BEHALF OF NORFOLK AND PORTSMOUTH BELT LINE  
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ERIK WALORDY

August 06, 2025

1 APPEARANCES (CONTINUED FROM PREVIOUS PAGE) :

2 ON BEHALF OF EVANSTON INSURANCE COMPANY, s/s/o  
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11 ALSO PRESENT:  
12 DAN COLOTARIO, VIDEO OPERATOR

14  
15  
16  
17  
18  
19  
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21  
22

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1 what it's used for?

2                   **A.         Training and prevention of**  
3                   **incidents in the future.**

4                   Q.         Is it a place where you would log  
5                   some sort of incident?

6                   **A.         It's a report. It's not a log.**

7                   Q.         So it's, what, a separate,  
8                   distinct entry?

9                   **A.         Yes.**

10                  Q.         Is it also connected to the Helm  
11                  system?

12                  **A.         Yes.**

13                  MR. CHAPMAN: Let me show you a  
14                  document.

15                  (Thereupon, Exhibit 1 was  
16                  marked for identification.)

17                  BY MR. CHAPMAN:

18                  Q.         Can you -- can you see a document  
19                  that's titled 9.2 Near Miss Report on your  
20                  screen?

21                  **A.         I see it.**

22                  Q.         All right. It consists of two

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1           pages and at the bottom of each there's a  
2           number. Page 1 is CARVER TBS HELM CONNECT  
3           000167 and page 2 is 00168 [sic].

4                         You see that?

5           **A.           (No audible response.)**

6           **Q.           Do you see that?**

7           **A.           I see it.**

8           **Q.           Let me go to page 1. In the top**  
9           part of this document, which we will mark as  
10           Exhibit 1 to your deposition, it -- it says  
11           filled by and then that's your name, Erik  
12           Walordy?

13           **A.           Now, again, this -- this is, it**  
14           **seems to me, as if this is -- was done by**  
15           **Chris Miller, although my name is in there,**  
16           **Chris Miller, because, one, even a spelling**  
17           **error such as relised, I wouldn't have made**  
18           **that mistake.**

19                         Chris would oftentimes leave my  
20           name logged in or leave certain people logged  
21           in and fill them out. So, again, I know  
22           that's why I'm here. Apparently on the crew

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1 manifest, I was -- my name was left logged in  
2 on Helm and some things were reported. So  
3 even this right here, I'm -- I'm looking at,  
4 I'm reading it, and I think Chris filled this  
5 out because, like I said, By the time the  
6 captain relised the situation we were  
7 steaming full ahead, and I wouldn't -- again,  
8 steaming is archaic for -- for -- it's not  
9 that it's archaic, but it's something that's  
10 used for -- that's how it used to -- it was  
11 a -- and -- and -- and -- and all of the --  
12 the past generation, it's not something  
13 that -- that people -- you know, my  
14 generation would say. That's something  
15 that's -- that's like my -- this -- my father  
16 sailors, you know. This -- so this looks  
17 like -- this looks like it was filled out by  
18 Chris.

19 Q. Let me ask you this:  
20 Do you have any memory of this  
21 incident that's described in Exhibit 1?

22 A. I do -- this -- this happened --